IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS GALVESTON DIVISION

G&H DIVERSIFIED	§	
MANUFACTURING, LP,	§	
	§	
Plaintiff,	§	Civil Action No. 3:20-cv-00376-JVB-
•	§	AME
v.	§	
	§	Jury Trial Demanded
DYNAENERGETICS EUROPE	§	•
GMBH, and DYNAENERGETICS US,	§	
INC.,	§	
	§	
Defendants.	§	

G&H DIVERSIFIED MANUFACTURING, LP'S NOTICE OF FEDERAL CIRCUIT RULING ON PETITION FOR MANDAMUS

INTRODUCTION

In accordance with this Court's Order Granting Joint Motion to Stay (Dkt. 70), Plaintiff and Counterclaim-Defendant G&H Diversified Manufacturing, LP ("G&H") hereby notifies the Court that the Court of Appeals for the Federal Circuit has denied G&H's Petition for Mandamus (2021-176). Ex. 1. Accordingly, G&H believes its case should be transferred to the Western District of Texas for consolidation with the pending action there brought by DynaEnergetics Europe GmbH and DynaEnergetics US, Inc. (collectively "DynaEnergetics") against G&H (Case No. 6:20-cv-01110).

However, in accordance with Judge Albright's ruling determining that DynaEnergetics' case against Yellow Jacket Oil Tools, LLC ("Yellow Jacket") should

proceed in the Southern District of Texas (Ex. 2 at p. 15), Yellow Jacket will either need to be severed from this case prior to transfer or DynaEnergetics' claims against Yellow Jacket must be dismissed prior to transfer. *See* Dkt. 66.

Dated: September 28, 2021 Respectfully submitted,

/s/ Amir H. Alavi

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document was filed electronically on September 28, 2021. As such, this document was served on all counsel of record pursuant to the Federal Rules of Civil Procedure.

/s/ Amir H. Alavi Amir H. Alavi